

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ALFONSO BODDIE,

*Petitioner,*

v.

D. OBERLANDER, et al.,

*Respondents.*

CIVIL ACTION

NO. 20-2920

**ORDER**

**AND NOW**, this 15th day of August 2023, upon consideration of Alfonso Boddie's Petition for a Writ of Habeas Corpus (ECF 1), the Commonwealth's Response (ECF 8), Boddie's Objections to the Commonwealth's Response (ECF 11) and the Report and Recommendation of U.S. Magistrate Judge David R. Strawbridge (ECF 18), it is hereby **ORDERED** that:

1. Boddie's Motion for a Stay and/or Extension of Time (ECF 31) is **DENIED**.
2. The Report and Recommendation (ECF 18) is **APPROVED** and **ADOPTED**;
3. Boddie's Petition for a Writ of Habeas Corpus (ECF 1) is **DENIED** and **DISMISSED** with prejudice by separate Judgment filed contemporaneously with this Order. *See* Fed. R. Civ. P. 58(a); *see also* Rules Governing Section 2254 Cases in the United States District Courts, Rule 12;
4. No certificate of appealability shall issue under 28 U.S.C. § 2253(c)(1)(A) because "the applicant has [not] made a substantial showing of the denial of a constitutional right" under 28 U.S.C. § 1153(c)(2), since he has not demonstrated that "reasonable jurists" would find the Court's "assessment of the constitutional claims debatable or wrong." *Slack v. McDaniel*, 529 U.S.

473, 484 (2000); *see United States v. Cepero*, 224 F.3d 256, 262-63 (3d Cir. 2000), *abrogated on other grounds by Gonzalez v. Thaler*, 565 U.S. 134 (2012), and;

5. The Clerk of Court shall mark this case **CLOSED**.

BY THE COURT:

/s/ Gerald J. Pappert  
GERALD J. PAPPERT, J.